

**WHITE OAK CITY COUNCIL
REGULAR MEETING
WHITE OAK CITY HALL
FEBRUARY 9, 2010
6:00 P.M.**

MEMBERS PRESENT : Mayor Joe Carrington, Mayor Pro-tem Greg Hulett, Dr. Barbara Ray, Lance Noll, Kyle Kutch, Kelly Mitchell

STAFF PRESENT : Charlie Smith, Sherry Roberts, Mike Self, Terry Roach, Debbie Sadler, Billy Morgan

GUESTS PRESENT : Shannon Trest, Rick May

CALL TO ORDER

The meeting was called to order at 6:02 p.m. by Mayor Carrington. Invocation led by Councilmember Kutch and Mayor Carrington led the Pledge of Allegiance.

CITIZEN COMMENTS

None.

PRESENTATION of 2008 Racial Profiling and Police Activity Reports.

Assistant Chief Terry Roach explained reports. Total number of vehicle stops were 4,047. Report shows breakdown of race. Out of the 174 searches conducted, 136 were arrests.

CONSIDER AND/OR APPROVE Training Agreement between the White Oak Police Department and the East Texas Police Academy.

City Coordinator Charlie Smith explained the police academy will be giving \$1,000 per car towards training for our police department.

Motion to approve made by Councilmember Ray, seconded by Councilmember Kutch. Carried 5-0.

CONSIDER AND/OR APPROVE Ordinance for City Officer's Election on May 8, 2010.

Mayor Carrington explained the places up for election are the Mayor's place, Place 4, and Place 5. Sherry Roberts, City Secretary explained the Gregg County Elections Administrator is pushing everyone to go all electronic and the council can decide whether to only use electronic voting machines or to use a mixture of electronic and paper ballots.

Mayor Pro-Tem Hulett made the motion to approve with changes to reflect the usage of an electronic voting system only, seconded by Councilmember Mitchell. Carried 5-0.

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CONSIDER AND/OR APPROVE Limited Joint Election Agreement with White Oak ISD.

Sherry Roberts, City Secretary explained the only item being shared is the building. It is mandated the school and city have joint elections.

Motion to approve made by Councilmember Noll, seconded by Mayor Pro-tem Hulett. Carried 5-0.

CONSIDER AND/OR APPROVE Contract for Election Services with Gregg County Elections Administrator.

Mayor Carrington stated the contract explains responsibilities of each party and the cost involved. Sherry Roberts, City Secretary explained there will be one DRE for early voting and two DRE's for Election Day. Gregg County will handle the testing procedures and background checks for their employees that handle the machines.

Councilmember Ray made a motion to approve, seconded by Councilmember Noll. Carried 5-0.

CONSENT AGENDA

- A. Consider and/or approve payment of bills
Police cruiser purchased. Invoices totaled over \$10,000 from the freezing weather.
- B. Consider and/or approve City Council minutes from January 12, 2010
Mayor Pro-tem Hulett made a change to the minutes; he was absent.
- C. Consider and/or approve WOEDCO minutes from December 15, 2009

Councilmember Kutch made the motion to approve with stated change, seconded by Mayor Pro-tem Hulett. Carried 5-0.

MAYOR'S ITEMS

- A. Project Update
Hand-out given on capital projects. \$3.7 million in current projects. Sales tax is behind \$80,000 compared to prior year. If this trend continues, the city will be about \$239,000 down and spending adjustments will need to occur.
- B. Financial Update
Mayor Carrington stated Sherry has done a good job moving funds around and the city is getting 1.5% on some investments. He stated that as far as cash balances go, the city has approximately \$3.2 million in the general fund and around \$2.9 million in the water fund.

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City Coordinator Charlie Smith explained approximately two years ago, Pilgrim's Pride had a spill on Hwy 42 and clean up was around \$1,800 and a letter was sent asking for reimbursement. A short time afterwards, they filed for bankruptcy. They settled with the city for \$900, which has just been received. He stated he is working on the cable franchise. The state has gotten involved with the cable franchising and the city will be receiving around 3% more than previous years and compared to last year, this would have amounted to an additional \$17,000.

Councilmember Mitchell questioned the status of AEP/SWEPCO. Charlie explained CARD and AEP/SWEPCO are back to negotiations. There was a meeting the prior week and no settlement was reached. This increase is related to a plant being built in Arkansas.

Councilmember Mitchell questioned the status of the water line project. Charlie explained the easement has been secured and recorded. The project is ready to commence. Bid has been awarded and all projects are ready to begin.

Councilmember Noll questioned if the concession work is behind. Public Works Director Mike Self explained the engineers were the hold up and now if the weather will stay clear, progress can begin. Mayor Carrington stated another grant application for Penick Park upgrades will be sent again soon. Charlie stated the raw water tank is waiting on the weather to be painted. Charlie spoke about the fatality on Hwy 80 that occurred. If there had been a turning lane, there would have been a car width in between. Charlie updated the council on the Richard Baker lawsuit. Trial will be March 8, 2010 unless there is a successful mediation beforehand.

ADJOURN

Motion to adjourn at 6:23 p.m. made by Councilmember Noll, seconded by Councilmember Kutch. Carried 5-0.



JOE CARRINGTON, MAYOR

ATTEST:



SHERRY ROBERTS, CITY SECRETARY